

IN THE UNITED STATES COURT FOR THE DISTRICT OF UTAH
CENTRAL DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JOE RAKES,

Defendant.

MEMORANDUM DECISION AND
ORDER GRANTING
GOVERNMENT'S MOTION FOR
WITHDRAWAL OF
MEMORANDUM DECISION AND
SETTING BRIEFING SCHEDULE

Case No. 2:05-CR-131 TS

This matter is before the Court on the Government's Motion for Withdrawal of Memorandum Decision,¹ wherein the government requests that the Court withdraw its June 12, 2006 Memorandum Decision and Order Directing Government to Respond to Outstanding Motions and Objections by Defendant and Striking and Resetting Sentencing Date,² and replace

¹ Docket No. 134.

² Docket No. 132.

it simply with a scheduling order. Having considered the government's request and the totality of the circumstances, the Court will grant the government's Motion.

Based upon the above, it is hereby

ORDERED that the Court's June 12, 2006 Memorandum Decision and Order Directing Government to Respond to Outstanding Motions and Objections by Defendant and Striking and Resetting Sentencing Date (Docket No. 132) is WITHDRAWN. It is further

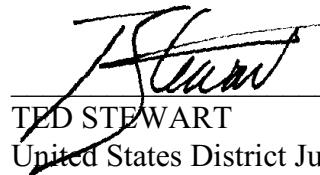
ORDERED that the government shall file its responses to Defendant's filings regarding sentencing (Docket Nos. 121, 125, 126, and 127) no later than July 7, 2006. It is further

ORDERED that sentencing shall proceed on August 10, 2006, at 3:00 p.m.

SO ORDERED.

DATED June 21, 2006.

BY THE COURT:



TED STEWART
United States District Judge